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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2321 OF 2000
IN
SECOND APPEAL NO.133 OF 1999

Sayyad Baba Abbassha, Deceased, .
Thru' Sayyad Nisar Abbassha ...Applicant
V/s.
Sayyad Latif Sayyad Barhan, Deceased, .
Thru' Jubeda Sayyad Latif & Ors. ...Respondents

Mr.A.N. Mulla, Advocate, for the Applicant.

CORAM : ABHAY S. OKA, J.
DATE : 24TH OCTOBER, 2007.

P.C.:

1. Heard Advocate for the applicant. This Civil Application has been filed for bringing on record the heirs and legal representatives of the deceased respondent No.1. Respondent Nos.1a to 1f to this Civil Application are the proposed legal representatives.

2. The office noting shows that the present Civil Application stands dismissed as against respondent Nos.1b and 1c. However, rest of the legal representatives of the deceased respondent No.1 are duly served. None appears for them.

3. Hence, the Civil Application is allowed in terms of prayer clause (a). It is, however, clarified that the applicants are permitted to bring on record the names of only respondent Nos.1a, 1d, 1e and 1f and the names of respondent Nos.1b and 1c cannot be brought on record. The effect of dismissal of this Civil Application as against respondent Nos.1b and 1c will be considered at the time of admission of the Second Appeal.

4. Amendment to be carried out within eight weeks.

[ABHAY S. OKA, J.]